



TOWN OF EASTHAM

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MINUTES

EASTHAM BOARD OF HEALTH MEETING

THURSDAY, AUGUST 27, 2020 AT 3PM

Under the Executive Order suspending certain provisions of the Open Meeting Law, signed by Governor Baker on March 12, 2020, all members in any meeting of the public body may participate remotely.

Present remotely: Dr. Joanna Buffington (Chair), Pat Lariviere, Adele Blong, Francie Williamson, Catherine Mondon, Jane Crowley

I. NOTIFICATION OF VIDEO/AUDIO RECORDING

II. OPENING STATEMENTS

Mrs. Crowley provided an opening statement:

- Mrs. Crowley thanked Horsley Witten and APCC for the presentation on Schoolhouse Ministers Pond. The information is available on the Health Department's website.
- The Governor has mandated all children attending school must have their flu shots. The Town will hold a drive thru flu clinic for residents at the Eastham Elks on October 5 (Rain date 10/19/20). The clinic will be opened up for families. The police and fire departments will have a separate flu clinic. Additional flu clinics may be planned at the schools.

III. REVIEW

1. JESSE & CLAIRE JOHNSON

35 & 45 BAYSHORE LN

M13 P136C&D

John Schnaible of Coastal Engineering presented a plan to install a septic system with secondary treatment as part of new construction. The new septic system would include a 1500 gallons septic tank with a Microfast .75 unit, distribution box and a 54' x 12' 10" x 2' soil absorption system.

Ms. Blong moved to approve the presented plan with the following conditions:

1. No increase in design flow be allowed. Any increase in habitable square footage would require Board of Health review and abutter notification.
2. Secondary treatment and monitoring under remedial use approval condition per DEP regulations including testing quarterly (or 2 times per year for seasonal use) for total nitrogen, BOD, TSS, Nitrate-nitrogen not to exceed 19 mg/l. After 2 year period of time reduction of testing could be requested to BOH by owner.
3. Operation and maintenance agreement to be submitted to EBOH. Operation and maintenance agreement to be required for life of the system. Operator to report results via Barnstable County Health Data Base or directly to the Eastham Health Department if not available.
4. Deed restriction for 6 Bedroom use and use alternative technology requirement to be recorded on deed.
5. Designer to verify proper operation of the system prior to issuance of Certificate of Compliance

Ms. Lariviere seconded the motion.

Approved by roll call vote 5-0

2. NICOLAS RUBENSTEIN

65 ROLLING LN

M7 P413

Jason Ellis of JC Ellis Design presented a plan to install a new septic system with secondary treatment as part of new construction. The proposed system includes a 1500 gallon septic tank with an Advantex AX20 treatment unit, Orenco pump station, distribution box, and 30' x 10' x 2' soil absorption system.

Mrs. Crowley explained nitrogen credit and how it applies to the development of this lot. A further discussion of the 10,000ft/bedroom regulation and the use of I/A technology occurred.

Ms. Lariviere moved to approve with the following conditions:

1. No increase in design flow be allowed. Any increase in habitable square footage would require Board of Health review and abutter notification.
2. Secondary treatment and monitoring under remedial use approval condition per DEP regulations including testing quarterly (or 2 times per year for seasonal use) for total nitrogen, BOD, TSS, Nitrate-nitrogen not to exceed 19 mg/l. After 2 year period of time reduction of testing could be requested to BOH by owner.
3. Operation and maintenance agreement to be submitted to EBOH. Operation and maintenance agreement to be required for life of the system. Operator to report results via Barnstable County Health Data Base or directly to the Eastham Health Department if not available.
4. Deed restriction for 3 Bedroom use and use alternative technology requirement to be recorded on deed.
5. Designer to verify proper operation of the system prior to issuance of Certificate of Compliance

Ms. Mondon seconded the motion.

Approved by roll call vote 5-0

Later in the meeting, Chris Symecko of 70 Rolling Ln, an abutter to 65 Rolling Ln, had questions regarding her property. Mrs. Crowley addressed her questions.

IV. REDUCTION REQUEST

3. MICHAEL & MARY MONIZ

40 SMITH HEIGHTS WAY

M18 P54

Wastewater Treatment Services requested a reduction in testing. A discussion of the testing results occurred. Additional information was requested in order to make the determination. The information requested was as follows: use of dwelling (seasonal vs. year round), if seasonal when is occupied, has sampling been a problem, why TSS is elevated.

The case was continued until information was provided by the treatment operator.

V. OTHER BUSINESS - VOTE MAY BE TAKEN

4. CLIMATE CHANGE WARRANT ARTICLE

Roberta Longley, member of the Eastham Climate Action Network, presented the warrant article declaring a climate emergency. The premise of the article is that the Town recognizes that climate change is an emergency for the planet. The article sets the objective of net zero at the earliest possible time.

Clarification of the objective net zero at the earliest possible time was sought. Elimination of town use of fossil fuels, use of electric vehicles, and different ways of building were mentioned as ways to achieve the objective.

The issue of the warrant article wording which makes the proposed article a town bylaw as opposed to a policy or a resolution was discussed. Ms. Blong made the point that the proposed article does not have set standards and is not enforceable, which a bylaw normally does. Dr. Buffington added that there is a motion to change the wording from a bylaw to a resolution.

Ms. Williamson stated she would not support the article as presented but would support as a resolution. Ms. Lariviere voiced her agreement in supporting a resolution.

Dr. Buffington moved to support the article with the amendment that it be a resolution, not a bylaw.

Ms. Blong moved to support the goals stated in the article in the form of the resolution.
Ms. Lariviere seconded the motion.

Ms. Williamson and Ms. Mondon expressed their concern about the lack of information, either about the warrant article and about achieving net zero.

Approved by roll call vote 3-2 (Ms. Williamson, Ms. Mondon declined).

Later in the meeting it was discovered that Board members did not receive adequate information on the article prior to the vote. Apologies for the lack of inclusion in the meeting packet were made.

5. COVID-19

Mrs. Crowley provided an updated on COVID in Eastham.. The total number of COVID-19 cases in Eastham is 14. The total number cases in MA was 116770. The total number of cases in Barnstable County cases was 1591 on August 26.

Mrs. Crowley is working with the school nurses on Flu Clinics. There is a good communication between the Health Department and the School Nurses. It would be beneficial to the health care system for as many people as possible to get a flu shot.

VI. MINUTES - VOTE MAY BE TAKEN

Amendments to the June 25, 2020 meeting minutes were made.

Ms. Lariviere moved to approve the June 25, 2020 minutes with amendments.
Ms. Williamson seconded the motion.

Approved by roll call vote 4-0 (Ms. Blong abstained as she was not present)

Amendments to the July 30, 2020 meeting minutes were made.

Ms. Blong moved to approve the July 30, 2020 minutes with amendments.
Ms. Lariviere seconded the motion.

Approved by roll call vote 5-0

VII. ADJOURNMENT

Ms. Williamson moved to adjourn.
Ms. Lariviere seconded the motion.

Approved by roll call vote 5-0